

**RECEIVED** Form to be used by a prisoner filing a civil rights complaint under  
THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

FEB 03 2006

ROBERT H. SHEMWEILL, CLERK  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT, LOUISIANA

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA**

Samie Edelkind  
Full Name of Plaintiff, Prisoner Number

6:05 CV 2176 Sec.P  
Civil Action

VS.  
Captain, Champagne  
Sherriff, Michael Neastrom  
Full Name of Defendant

Haik  
Judge  
Methuin  
Magistrate Judge

**COMPLAINT**

**I. Previous Lawsuits**

A. Have you begun any other lawsuit while incarcerated or detained in any facility?  
Yes ☒ No ☐

B. If your answer to the preceding question is yes, provide the following information.

1. State the court(s) where each lawsuit was filed (if federal, identify the District; if state court, identify the county or parish):

An original action in The U.S. Supreme court

2. Name the parties to the previous lawsuit(s):

Plaintiffs: Samie Edelkind

Defendants: \_\_\_\_\_

3. Docket number(s): Unavailable

4. Date(s) on which each lawsuit was filed: \_\_\_\_\_

5. Disposition and date thereof [For example, was the case dismissed and when? Was it appealed and by whom (plaintiff or defendant)? Is the case still pending?]:

I do not know. I have been prevented from communicating with the court

- C. Have you filed any lawsuit or appeal in any federal district court or appeals court which has been dismissed?

Yes \_\_\_\_\_ No ✓

If your answer to the preceding question is yes, state the court(s) which dismissed the case, the civil action number(s), and the reason for dismissal (e.g., frivolity, malice, failure to state a claim, defendants immune from relief sought, etc.).

\_\_\_\_\_  
\_\_\_\_\_

**II. A. Name of institution and address of current place of confinement:**

L.P.C.C. Lafayette Parish Correctional Center.

- B. Is there a prison grievance procedure in this institution?

Yes ✓ No X

1. Did you file an administrative grievance based upon the same facts which form the basis of this lawsuit?

Yes ✓ No \_\_\_\_\_

If Yes, what is the Administrative Remedy Procedure number? NA

2. If you did not file an administrative grievance, explain why you have not done so.

\_\_\_\_\_  
\_\_\_\_\_

3. If you filed an administrative grievance, answer the following question.

What specific steps of the prison procedure did you take and what was the result? (For example, for state prisoners in the custody of the Department of Public Safety and Corrections: did you appeal any adverse decision through to Step 3 of the administrative grievance procedure by appealing to the Secretary of the Louisiana Department of Public Safety and Corrections? For federal prisoners: did you appeal any adverse decision from the warden to the Regional Director for the Federal Bureau of Prisons, or did you make a claim under the Federal Tort Claims Act?)

The administration has failed to respond to  
any requests for resolution. Also, since I have filed this suit  
Attach a copy of each prison response and/or decision rendered in the administrative proceeding. I had a meeting with the warden who admitted his  
failure to address my issues and said that "we are not

**III. Parties to Current Lawsuit:** renewing our contract, (with the fed's) so it doesn't  
matter any way."

A. Name of Plaintiff Jamie Edelkind  
 Address P.O. Box 2537, Lafayette Parish Correctional Center  
Lafayette, LA 70502

B. Defendant, Captain Champagne, is employed as  
Warden at Lafayette Parish Correctional Center

Defendant, Michael Neustrom, is employed as  
Sheriff at Lafayette Sheriff Dept.

Defendant, \_\_\_\_\_, is employed as  
 \_\_\_\_\_ at \_\_\_\_\_

Additional defendants \_\_\_\_\_

#### IV. Statement of Claim

State the **FACTS** of your case. Specifically describe the involvement and actions of each named defendant. Include the names of all persons involved in the incident(s) or condition(s) giving rise to this lawsuit, and the dates upon which and the places where the incident(s) and/or condition(s) occurred. **YOU ARE REQUIRED TO SET FORTH ONLY FACTUAL ALLEGATIONS. YOU ARE NOT REQUIRED TO SET FORTH LEGAL THEORIES OR ARGUMENTS.**

The institution in which I am incarcerated, is failing to  
provide me constitutionally appropriate accommodations. They  
prevent me from having access to the courts, as well as  
systematically insuring my inability to prepare a defense to  
my charges by denying me library access, or similar resources.  
Further, I am denied my rights under the RLUIPA. They  
failed to provide a religious diet or religious observances without  
fear of punishment or reprisal. The institution has failed to meet  
minimum standards of care and custody. Both in housing, clothing and  
nutrition. Further, despite rules to the contrary, they are endangering my health by  
failing to provide a smoke free environment.

V. Relief

State exactly what you want the court to provide to you or do for you. Make no legal arguments. Cite no cases or statutes.

1. Order me removed to an institution that can hold me in a constitutionally compliant manner
2. Sanction the Defendants with appropriate action including monetary fines, closure,

VI. Plaintiff's Declaration

- A. I understand that if I am transferred or released, I must apprise the Court of my address, and my failure to do so may result in this complaint being dismissed.
- B. I understand that I may not proceed without prepayment of costs if I have filed three lawsuits and/or appeals that were dismissed on grounds that the action and/or appeal was frivolous or malicious, or failed to state a claim upon which relief may be granted, unless I am in imminent danger of serious physical injury.

Signed this 12<sup>th</sup> day of January, 2006

11866037 (BOP)

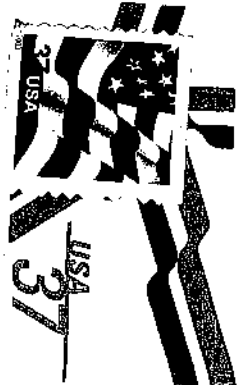
Prisoner no. (Louisiana Department of  
Corrections or Federal Bureau of Prisons)

Signature of Plaintiff

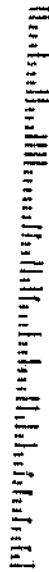
4/03

Samie Edalmond  
05-11367  
PCC  
Pob 2537  
Lafayette, La 70502

Clerk of the U.S. District  
300 Fannin Street STE 1167  
Shreveport LA 71101-3083.



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